

# SANTA ROSA CONSOLIDATED SCHOOLS

344 SOUTH 4th STREET  
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## BOARD OF EDUCATION:

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## ADMINISTRATION:

RICHARD PEREA, SUPERINTENDENT  
DANIELLE ESQUIBEL, DIRECTOR OF PROGRAMS  
SONIA TENORIO, BUSINESS MANAGER

## Before the FEDERAL COMMUNICATIONS COMMISSION Washington, D.C. 20554

### In the Matter of:

Request for Waiver

Schools and Libraries Universal Service  
Support Mechanism

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CC Docket No. 02-6

### Waiver

**Billed Entity Number: 143385**

**FCC Form 471 Application number: 161056872**

**Funding Request Numbers: 1699132221, 1699132267**

July 1, 2019

On May 27, 2016 the I.T. Coordinator of Santa Rosa Consolidated Schools, Ricardo Martinez filed an application for E-rate discounts, the day after the deadline (May 26, 2016) to file applications during the regular filing window. A message was issued in the District's News Feed that the application was received. No other communication was issued to Santa Rosa Consolidated Schools stating that the application would not be reviewed. In November of 2017 when the District learned that the application was filed out of window, an appeal was submitted by Joseph Crisostomo, the new I.T. Coordinator. No decision has been issued by the FCC regarding the submission on November 2, 2017. No Funding Commitment Decision Letter was received by Santa Rosa Consolidated Schools regarding application 161056872.

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We believe that the Santa Rosa Consolidated School District is similarly situated to the Pribilof School District and request waiver of the 2016 E-rate filing deadline based on the Pribilof School District Order (FCC 18-118)<sup>1</sup>. Additionally, because the Santa Rosa Consolidated School District filed their application within 14 days of the close of the filing window, we believe that our situation is also similarly situated to that described in the Academy of Math and Science order (FCC 10-122)<sup>2</sup>. If the FCC does not agree that our situation is similarly situated to that in the Pribilof decision we ask that you consider that the application was filed within 14 days of the filing window and waive the deadline based on the Academy of Math and Science Order<sup>3</sup> and the Acorn Public Library District Order<sup>4</sup>.

Before the Modernizing the E-Rate Program for Schools and Libraries (13-184) Order (Modernization Order) required that only allowed applications to be filed within the filing window, applications for discounts filed after the Window close were considered after all other applications were funded. Because demand did not allow for these applications to be considered, applications filed out of window were usually not considered. With the Modernization Order's requirement that all applications must be filed within the filing window, we do not understand why a Funding Commitment Decision Letter (FCDL) was not issued to tell us that our application was denied. A denial usually is the trigger for the 60-day appeal window that most applicants understand.

Ricardo Martinez, a former employee of the Santa Rosa Consolidated Schools filed application 161056872 late. Mr. Martinez is no longer an employee of our district. We believe that he was unaware that the application was not eligible for funding, as no denial letter was issued to the district. It wasn't until much later when he left the District that we were made aware of the fact that an appeal was needed.

<sup>1</sup> Pribilof School District Order (FCC 18-118)

<sup>2</sup> Academy of Math and Science Oder (FCC 10-122)

<sup>3</sup> Academy of Math and Science Order (FCC 122)

<sup>4</sup> Acorn Public Library (DA-08-2376)

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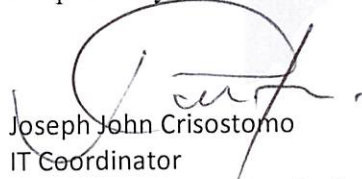
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We ask you to grant our waiver, as we are a very rural city in Guadalupe County New Mexico with a high poverty population of not more than 2,800. Our district relies heavily on E-rate funding to support our technology services. We hope that you will agree that granting our waiver is in the public interest and allow us to pursue discounts on the services we received in 2016.

Respectfully submitted:



Joseph John Crisostomo  
IT Coordinator  
Santa Rosa Consolidated Schools  
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